

Date Filed: August 22, 2007

Court Date:

UNITED STATES DISTRICT COURT

COUNTY OF NEW YORK

DISTRICT: SOUTHERN DISTRICT OF NEW YORK

Attorneys: Ed Hendrickson Sedgwick, Detert, Moran & Arnold, LLP PH: 212-422-0202

Address: 125 Broad Street, 39th Fl. New York NY 10004 File No.:

QUALITY TECHNOLOGY SERVICES HOLDING, LLC

VS

CHECKM8, INC.

Plaintiff(s)/Petitioner(s)

Defendant(s)/Respondent(s)

STATE OF NEW YORK, COUNTY OF NEW YORK, SS.:

AFFIDAVIT OF SERVICE

Markland J. Harrison, being duly sworn deposes and says: Deponent is not a party herein, is over 18 years of age and resides in New York State. On August 23, 2007 at 4:45PM, at 555 8TH AVENUE, STE. 2003, NEW YORK, NY 10018, deponent served the within Summons & Complaint, Civil Cover Sheet, Judges Practices & Rules in a Civil Action Procedures for Electronic Case Filing, & Individual Practices of Judge Ronald I. Ellis on: CHECKM8, INC., Defendant therein named.

#1 INDIVIDUAL ☐ By delivering a true copy of each to said recipient personally; deponent knew the person served to be the person described as said person therein.

#2 CORPORATION ☒ By delivering thereat a true copy of each to JOHN DOE, REFUSED NAME personally, deponent knew the person so served to be the MANAGING AGENT of the corporation, and authorized to accept service on behalf of the corporation.

#3 SUITABLE AGE PERSON ☐ By delivering a true copy of each to a person of suitable age and discretion. Said premises is recipient's: [] actual place of business [] dwelling house (usual place of abode) within the state.

#4 AFFIXING TO DOOR ☐ By affixing a true copy of each to the door of said premises, which is recipient's: [] actual place of business [] dwelling house (place of abode) within the state.

Deponent was unable, with due diligence to find recipient or a person of suitable age and discretion, having called thereat on the day of at on the day of at on the day of at Address confirmed by

#5 MAIL COPY ☒ On August 28, 2007, deponent completed service by depositing a true copy of each document to the above address in a 1st Class postpaid properly addressed envelope marked "Personal and Confidential" in an official depository under the exclusive care and custody of the United States Post Office in the State of New York and Certified Mail #

#6 DESCRIPTION ☒ A description of the Defendant, or other person served, or spoken to on behalf of the Defendant is as follows: Sex: Male Color of skin: White Color of hair: brwn/blk Age: 30 - 40 Yrs. Height: 5' 9" - 6' 0" (use with #1, 2 or 3) Weight: Over 200 Lbs. Other Features:

#7 WIT. FEES ☐ the authorized witness fee and / or traveling expenses were paid (tendered) to the recipient.

#8 MILITARYSRVC ☐ Deponent asked person spoken to whether the recipient was presently in military service of the United States Government or of the State of New York and was informed that recipient was not. Recipient wore ordinary civilian clothes and no military uniform.

#9 USE IN NYC CIVIL COURT ☐ The language required by NYCRR 2900.2 (e), (f) & (h) was set forth on the fact of said summons (es).

#10 OTHER ☐


Sworn to before me on August 28, 2007

WENDY RESNICK
NOTARY PUBLIC, State of New York
No. 01RE5067464, Westchester County
Commission Expires Oct. 15, 2010

Markland J. Harrison
Server's Lic # 1080830
Invoice/Work Order # 07022366

U.S. POSTAL SERVICE		CERTIFICATE OF MAIL	
MAY BE USED FOR DOMESTIC AND INTERNATIONAL MAIL, DOES NOT PROVIDE FOR INSURANCE-POSTMASTER			
Received From:		SUITE 1201 401 BROADWAY NEW YORK, NY 10013	
CHECKM8, INC. 555 8TH AVENUE, STE. 2003 NEW YORK, NY 10018		07022368 CHURCH STREET STATION NEW YORK NY 10013 AUG 28 2001	

PS Form 3817, January 2001



The image shows a collection of postage stamps and cancellation marks. On the right side, there are three stamps: a 10-cent stamp featuring a portrait of a man, a 10-cent stamp featuring a clock, and a 10-cent stamp featuring a clock. There are also several circular cancellation marks, including one from 'CHURCH STREET STATION NEW YORK NY 10013' dated 'AUG 28 2001'.